



Attorney's Docket No. 5308-291

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Sheppard et al.

Group Art Unit: 2815

Serial No.: 10/758,871

Confirmation No.: 6572

Filed: January 16, 2004

Examiner: Bradley W. Baumeister

For: NITRIDE BASED TRANSISTORS WITH A PROTECTIVE LAYER AND
A LOW-DAMAGE RECESS AND METHODS OF FABRICATION
THEREOF

Date: December 15, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO
RESTRICTION REQUIREMENT**

Sir:

Applicants provide the present Amendment to address the issues raised in the Restriction Requirement mailed November 17, 2004.

It is not believed that an extension of time and/or additional fee(s)-including fees for net addition of claims-are required, beyond those that may otherwise be provided for in documents accompanying this paper. In the event, however, that an extension of time is necessary to allow consideration of this paper, such an extension is hereby petitioned under 37 C.F.R. §1.136(a). Any additional fees believed to be due in connection with this paper may be charged to our Deposit Account No. 50-0220.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.